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6                   UNITED STATES DISTRICT COURT  
7                   WESTERN DISTRICT OF WASHINGTON  
8                   AT SEATTLE

9 JASON FALEIDE and KEVIN  
10 ELSASSER,

11                   Plaintiffs,

12                   v.

13 HERITAGE MODULAR CO., et al.,

14                   Defendants.

15                   CASE NO. C04-1367JLR

16                   ORDER OF DISMISSAL

17                   The court having been notified of the settlement of this matter and it appearing that  
18 no issue remains for the court's determination,

19                   IT IS ORDERED that this action and all claims asserted herein are DISMISSED  
20 with prejudice and without costs to any party.

21                   In the event settlement is not perfected, any party may move to reopen the case,  
22 provided such motion is filed within **60** days of the date of this order. Any trial date and  
23 pretrial dates previously set are hereby VACATED.

24                   DATED this 8th day of September, 2005.

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JAMES L. ROBART  
United States District Judge

ORDER OF DISMISSAL